

<p>Form PTO-1390 UC182 O P F AUG 02 2001 INTERNATIONAL TRADEMARK OFFICE</p>		<p>U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE</p> <p>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</p>	<p>ATTORNEY'S DOCKET NUMBER JKM-001</p> <p>U.S. APPLICATION NO. 09/890646</p>
<p>INTERNATIONAL APPLICATION NO. PCT/JPO07/60595</p>	<p>INTERNATIONAL FILING DATE February 4, 2000</p>	<p>PRIORITY DATE CLAIMED February 4, 1999</p>	
<p>TITLE OF INVENTION POLYNUCLEOTIDE ENCODING 2-HYDROXYISOFLAVANONE SYNTHASE</p>		<p>DATE August 2, 2001</p>	
<p>APPLICANTS FOR DO/EO/US Shinichi AYABE, Toshio AOKI and Tomoyoshi AKASHI</p>			
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p>			
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p>			
<p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p>			
<p>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(l).</p>			
<p>4. <input type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</p>			
<p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p>			
<p>6. <input checked="" type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)) (43 pages and 11 sheets of drawings (Figs. 1-14).</p>			
<p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been transmitted by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made.</p>			
<p>8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p>			
<p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p>			
<p>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>			
<p>Items 11. to 16. below concern other document(s) or information included:</p>			
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p>			
<p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p>			
<p>13. <input type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND preliminary amendment.</p>			
<p>14. <input type="checkbox"/> A substitute specification.</p>			
<p>15. <input type="checkbox"/> A change of power of attorney and/or address letter.</p>			
<p>16. <input checked="" type="checkbox"/> Other items or information: a. WO 00/46356</p>			

U.S. Application No. 09/890646		International Application No. PCT/JP00/00596		Attorney's Docket No. JKM-001																														
				CALCULATIONS PTO USE ONLY																														
<p>17. [XX] The following fees are submitted:</p> <p>Basic National Fee (37 CFR 1.492(a)(1)-(5): Search Report has been prepared by the EPO or JPO \$860.00</p> <p>International preliminary examination fee paid to USPTO (37 CFR 1.482) \$690.00</p> <p>No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) . . . \$700.00</p> <p>Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO . . . \$1,000.00</p> <p>International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) . . . \$100.00</p> <p>ENTER APPROPRIATE BASIC FEE AMOUNT = \$ 860.00</p>																																		
<p>Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).</p> <table border="1"> <thead> <tr> <th>CLAIMS</th> <th>NUMBER FILED</th> <th>NUMBER EXTRA</th> <th>RATE</th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td>41 - 20</td> <td>21</td> <td>x \$ 18.00 \$ 378.00</td> </tr> <tr> <td>Indep. claims</td> <td>12 - 3</td> <td>9</td> <td>x \$ 80.00 \$ 720.00</td> </tr> <tr> <td colspan="3">Multiple dependent claim(s) (if applicable)</td> <td>+ \$ 270.00 \$ 270.00</td> </tr> <tr> <td colspan="4"> <p>TOTAL OF ABOVE CALCULATIONS = \$ 2,228.00</p> <p>Reduction by 1/2 for filing by small entity, if applicable. (Note 37 CFR 1.27 & 1.28). \$ 1,114.00</p> <p>SUB TOTAL = \$ 1,114.00</p> <p>Processing fee \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)). \$ 0.00</p> <p>TOTAL NATIONAL FEE = \$ 1,114.00</p> <p>Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + \$ 0.00</p> <p>TOTAL FEES ENCLOSED = \$ 1,114.00</p> </td> </tr> <tr> <td colspan="4"></td> <td>Amount to be refunded: \$</td> </tr> <tr> <td colspan="4"></td> <td>charged \$</td> </tr> </tbody> </table>					CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total claims	41 - 20	21	x \$ 18.00 \$ 378.00	Indep. claims	12 - 3	9	x \$ 80.00 \$ 720.00	Multiple dependent claim(s) (if applicable)			+ \$ 270.00 \$ 270.00	<p>TOTAL OF ABOVE CALCULATIONS = \$ 2,228.00</p> <p>Reduction by 1/2 for filing by small entity, if applicable. (Note 37 CFR 1.27 & 1.28). \$ 1,114.00</p> <p>SUB TOTAL = \$ 1,114.00</p> <p>Processing fee \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)). \$ 0.00</p> <p>TOTAL NATIONAL FEE = \$ 1,114.00</p> <p>Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + \$ 0.00</p> <p>TOTAL FEES ENCLOSED = \$ 1,114.00</p>								Amount to be refunded: \$					charged \$
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<p>a. [XX] Check in the amount of <u>\$1,114.00</u> to cover the above fees are enclosed.</p> <p>b. [] Please charge my Deposit Account No. <u>111833</u> in the amount of \$ _____ to cover the above fees.</p> <p>c. [XX] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>111833</u>.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to review (37 CFR 1.137(a) or (b) must be filed and granted to restore the application to pending status.</p>																																		
SEND ALL CORRESPONDENCE TO: KUBOVCIK & KUBOVCIK The Farragut Building Suite 710 900 17th Street, N.W. Washington, D.C. 20006		 Signature Keiko Tanaka Kubovcik Name 40,428 Registration Number August 2, 2001 Date																																